

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>ANTWYNE WHALEY</b>  v.  <b>KOHL'S DEPARTMENT STORES et al.</b>	<b>CIVIL ACTION</b>  <b>NO. 22-1041</b>
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**ORDER RE: DEFENDANTS' MOTION TO DISMISS**

AND NOW, this 18<sup>th</sup> day of May, 2022, for the reasons in the foregoing Memorandum and after careful consideration of Defendants Kohl's, Inc., Karen Byard, and Joan Buckley's Motion to Dismiss (ECF 3) and Plaintiff Antwyne Whaley's Response (ECF 6), it is hereby ORDERED that Defendants' Motion is DENIED.

**BY THE COURT:**

/s/ **MICHAEL M. BAYLSON**

**MICHAEL M. BAYLSON, U.S.D.J.**

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